



Montgomery County, Maryland

COUNTY COUNCIL AGENDA

COUNCIL HEARING ROOM, 100 MARYLAND AVENUE, ROCKVILLE, MARYLAND 20850
240/777-7900 • TTY 240/777-7914 • FAX 240/777-7989 • www.montgomerycountymd.gov/council

The Council Agenda is subject to change any time after printing or during the Council meeting. Please contact the Council Office or visit our website to obtain updates.

This meeting will be televised live on Channel 6; repeated on 4/21/06 at 8 pm and 4/22/06 at 9 am

Monday, April 17, 2006

7:00 PUBLIC HEARING - FY07 Operating Budgets

Tuesday, April 18, 2006

9:30 INVOCATION - Ms. Susan Troxel, Spiritual Assembly of the Baha'is of Montgomery County, Gaithersburg

9:35 PRESENTATION - Proclamation in recognition of April as Organ and Tissue Donation Awareness Month by Council President Leventhal

9:40 PRESENTATION - Proclamation in recognition of Winston Churchill Community Ice Hockey Club, Winners of the Maryland Scholastic Hockey League State Championship by Councilmember Denis

9:45 PRESENTATION - Proclamation in recognition of a successful season by the American Basketball Association's Maryland Nighthawks team by Councilmember Silverman

9:50 GENERAL BUSINESS

- (1) A. **Announcement** - Agenda and Calendar Changes (Lauer)
B. **Acknowledgement** - Receipt of Petitions (Lacefield)
C. **Action** - Approval of Minutes: March 21, 27 and 28, 2006 (Lauer)
Approval of Closed Session Minutes: December 6, 2005, February 14 and 28, 2006

(2) 9:55 CONSENT CALENDAR

- A. **Introduction** - Supplemental appropriations to the County Government's FY06 Capital Budget and amendment to the FY05-10 Capital Improvements Program, Department of Housing and Community Affairs (Source: Federal Aid) (McMillan)
- \$199,000 for Fenton Street Village Pedestrian Linkages
 - \$199,000 for Long Branch Pedestrian Linkages
 - \$746,000 for South Silver Spring Pedestrian Linkages
- Public Hearing/Action is scheduled for 5/9/06 at 1:30 pm.*

(2) 9:55 **CONSENT CALENDAR** *(continued)*

- B. Introduction** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Health and Human Services, Public Health Services - \$195,060 for the Housing Opportunities for Persons Living with Aids Program Grant (Source: Maryland Department of Health and Mental Hygiene) (Planell)
Public Hearing/Action is scheduled for 5/2/06 at 1:30 pm.
- C. Introduction** - Resolution to establish the FY07 Work Program of the Interagency Public Information Working Group (Lacefield)
Action is scheduled for 4/25/06.
- D. Introduction** - Resolution to establish the FY07 Work Program of the Interagency Procurement Coordinating Committee (Healy)
Action is scheduled for 4/25/06.
- E. Introduction** - Resolution to authorize Variable Rate Demand Note Program (Sherer)
Action is scheduled for 4/25/06.
- F. Receipt and Release** - Office of Legislative Oversight Report 2006-5: A Base Budget Review of the Montgomery County Park Police (Trombka)
PS/PHED Committee worksession tentatively scheduled for 4/21/06.
- G. Action** - Resolutions to amend Resolution 15-1015 for the FY06 Designation of Entities for Non-Competitive Award Status for the following: (McGuire)
 - Coalition for the Homeless
 - Centro Familia
 - Providers of services to developmentally disabled individuals: ARC of Montgomery County, Jewish Vocational Services, Secure Care Services, Inc.
- H. Action** - Contract Renewals for Audit Services (Howard)
MFP Committee recommends approval.
- I. Introduction** - Special appropriation to MCPS' FY06 Capital Budget and amendment to the FY05-10 Capital Improvements Program - \$2,100,000 for Replacement and Removal of Relocatable Classrooms (Source: Current Revenue)(Levchenko)
ED Committee worksession tentatively scheduled for 5/1/06.
Public Hearing/Action is scheduled for 5/9/06 at 1:30 pm.

10:00 **LEGISLATIVE SESSION Day # 13**

A. Approval of Legislative Journal: March 21 and 28, 2006

(Lauer)

B. Introduction of Bills:

- (3) • **Bill 07-06**, Special Capital Improvements Project - Clarksburg Fire Station, sponsored by the Council President at the request of the County Executive (Orlin)
Public Hearing is scheduled for 5/9/06 at 1:30 pm.
- (4) • **Bill 08-06**, Special Capital Improvements Project - East Germantown Fire Station, sponsored by the Council President at the request of the County Executive (Orlin)
Public Hearing is scheduled for 5/9/06 at 1:30 pm.
- (5) • **Bill 09-06**, Special Capital Improvements Project - Animal Shelter, sponsored by the Council President at the request of the County Executive (Orlin)
Public Hearing is scheduled for 5/9/06 at 1:30 pm.
- (6) • **Bill 10-06**, Special Capital Improvements Project - North County Maintenance Depot, sponsored by the Council President at the request of the County Executive (Orlin)
Public Hearing is scheduled for 5/9/06 at 1:30 pm.
- (7) • **Bill 11-06**, Special Capital Improvements Project - Gaithersburg Library Renovation, sponsored by the Council President at the request of the County Executive (Orlin)
Public Hearing is scheduled for 5/9/06 at 1:30 pm.
- (8) • **Bill 12-06**, Transmission Facility Coordination, sponsored by the Council President at the request of the County Executive (Faden)
Public Hearing is scheduled for 5/9/06 at 1:30 pm.
- (9) • **Bill 13-06**, Alcohol and Other Drug Abuse Advisory Council - Amendments, sponsored by the Council President at the request of the County Executive (Faden)
Public Hearing is scheduled for 5/9/06 at 1:30 pm.
- (10) • **Expedited Bill 14-06**, Personnel - Salary Schedules - Medical Doctors, sponsored by the Council President at the request of the County Executive (Boucher)
Public Hearing is scheduled for 5/9/06 at 1:30 pm.
- (11) • **Bill 15-06**, Offences - Loitering, sponsored by the Council President at the request of the County Executive (Faden)
Public Hearing is scheduled for 6/13/06 at 1:30 pm.
- (11.5) • **Expedited Bill 16-06**, Fire and Rescue Services - Training Standards, sponsored by the Council President at the request of the County Executive (Faden)
Public Hearing is scheduled for 5/9/06 at 1:30 pm.
- (12) 10:05 **OVERVIEW - FY07 Operating Budget** (Farber)
- (13) 10:25 **ACTION - Consideration of Spending Affordability Guidelines for FY07 Operating Budget** (Sherer)
MFP Committee recommendations will be available 4/17/06.

- (14) 11:00 **WORKSESSION** - Amendments to Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category changes (Levchenko)
T&E Committee recommends approval with amendments.
Action is tentatively scheduled for 4/25/06.

11:20 **DISTRICT COUNCIL SESSION**

- (15) A. **Action** - Zoning Text Amendment 05-12, C-2 Zone, Special Development Procedure
PHED Committee recommends disapproval. (Wilson/Healy)
- (16) B. **Action** - Zoning Text Amendment 06-04, Rural Neighborhood Cluster Zone - Rural Open Space
PHED Committee recommends approval. (Wilson/Healy)
- (17) C. **Introduction** - Resolution to approve City of Gaithersburg Annexation Petition for Crown Farm (Wilson)
Action is tentatively scheduled for 4/25/06.

12:15 **RECESS** - 12:30 Meeting (6th floor Council Conference Room):

- **PROPOSED CLOSED SESSION** to discuss appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction, pursuant to Maryland Code, State Government Article, §10-508 (a)(1)(i). Topic is Planning Board Chair. (Farber)
 - **Discussion** - Process for Planning Board Chair Search (if needed) (Ferber)
- (18) 1:30 **PUBLIC HEARING** - **Bill 5-06**, Elected Officials - Compensation (Boucher)
Action is tentatively scheduled for 5/2/06.
- (19) 1:30 **PUBLIC HEARING** - Amendment to the Master Plan for Historic Preservation: Higgins Tavern (Arthur)
PHED Committee worksession tentatively scheduled for 4/28/06.
- (20) 1:30 **PUBLIC HEARING** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Public Works and Transportation - \$720,000 for Custodial Contract for County Facilities (Source: General Fund Undesignated Reserves) (Sherer)
T&E Committee worksession tentatively scheduled for 4/27/06.
- (21) 1:30 **PUBLIC HEARING** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Public Works and Transportation - \$4,163,830 for Division of Transit Services (Source: Mass Transit Fund) (Orlin)
T&E Committee worksession tentatively scheduled for 4/20/06.
- (22) 1:30 **PUBLIC HEARING** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Health and Human Services - \$181,640 for Behavioral Health and Crisis Services, Shelter Services Program (Source: General Fund Undesignated Reserves) (McGuire)
Action is tentatively scheduled for 4/25/06.

- (23) 1:30 **PUBLIC HEARING/ACTION** - Resolution to approve the National Capital Region Mutual Aid Agreement (Boucher)
- (24) 1:30 **PUBLIC HEARING/ACTION** - Special appropriation to the County Government's FY06 Operating Budget, Department of Health and Human Services - \$700,940 for Maternity Partnership Program (Source: General Fund Undesignated Reserves) (Planell)
HHS Committee recommends approval.
- (25) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the County Government's FY06 Operating Budget, Office of the Sheriff - \$627,320 for Courtroom/Courthouse Security and Transport Program (Source: General Fund Undesignated Reserves) (McMillan)
PS Committee recommends approval with amendments.
- (26) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the County Government's FY06 Operating Budget, Circuit Court - \$143,890 for Adjudication Program (Source: General Fund Undesignated Reserves) (McMillan)
PS Committee recommends approval with amendments.
- (27) 1:30 **PUBLIC HEARING/ACTION** - Special appropriation to the County Government's FY06 Operating Budget, State's Attorneys Office - \$27,160 for Juvenile Prosecution Division (Source: General Fund Undesignated Reserves) (McMillan)
PS Committee recommends approval.
- (28) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Correction and Rehabilitation - \$1,751,910 for Detention Services-MCCF Program (Source: General Fund Undesignated Reserves) (McMillan)
PS Committee recommends approval.
- (29) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Public Works and Transportation - \$1,000,000 for Emergency Tree Maintenance (Source: General Fund Undesignated Reserves) (Orlin)
T&E Committee recommends approval.

ADJOURN

- 2:30 **T&E Committee** (7th floor Council Hearing Room)
2:30 **ED Committee** (3rd floor Council Conference Room)
5:00 **PHED Committee** (7th floor Council Hearing Room)

- 7:00 **PUBLIC HEARING** - FY07 Operating Budgets (3rd floor Council Hearing Room)

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on April 25, 2006:

Commission on Landlord-Tenant Affairs: Clifton O. Bell, William J. Goodwin

County-wide Recreation Advisory Board: Kathleen Curtis Fiskien, George Aman, Barbara A. Carry

Noise Control Advisory Board: Paul Shang

Silver Spring Transportation Management District Advisory Committee: Ali Mahmood, Julian M. Leidman, Catherine S. Wilde

Upcounty Recreation Advisory Board: Lou Sousa, Tim Truman, Robert D. Caverly

Western Montgomery County Citizens Advisory Board: Sandra-Lee El-Haj, Alan M. Freeman, Ann Hill, John C. Alexander, Sue F. Knapp

Department of Economic Development, Minority, Female, Disabled Business Affairs Manager: Katie Knowlin

FUTURE COUNCIL MEETINGS

County Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, pursuant to State law.

Note: See the COMMITTEE AGENDA for a listing of the Committee meetings currently scheduled.

Apr 25, 2006	9:30 am	Regular Session
May 2, 2006	9:30 am	Regular Session
May 8, 2006	9:30 am	Council Budget Worksession
May 9, 2006	9:30 am	Regular Session and Council Budget Worksession
May 10, 2006	9:30 am	Council Budget Worksession
May 11, 2006	9:30am	Council Budget Worksession
May 11, 2006	3:00 pm	Bi-County Meeting at WSSC
May 15, 2006	9:30 am	Council Budget Worksession
May 16, 2006	9:30 am	Regular Session and Council Budget Worksession
May 17, 2006	9:30 am	Council Budget Worksession
May 18, 2006	9:30 am	Council Budget Worksession
May 25, 2006	10:00 am	Council Budget - Action

FUTURE PUBLIC HEARINGS

To testify call 240-777-7931

April 25, 2006

1:30 pm	ZTA 06-08, Accessory Buildings - One-Family Residential Zones
1:30 pm	Supplemental appropriation to the County Government's FY06 Capital Budget and amendment to the FY05-10 CIP, MCFRS - \$30,750,000 for Fire Apparatus Replacement
7:30 pm	Expedited Bill 4-06, Commission on Human Rights - Discrimination in Housing - Repeal

FUTURE PUBLIC HEARINGS (continued)

To testify call 240-777-7931

April 27, 2006

- 7:30 pm Resolutions to set amount of Property Tax Credit for Income Tax Offset
- 7:30 pm Resolution to establish FY07 Solid Waste Service Charges
- 7:30 pm Resolution to amend Fuel/Energy tax rates
- 7:30 pm Resolution to establish FY07 Water Quality Protection Charge
- 7:30 pm Resolution to amend FY07 Transportation Fees, Charges, and Fares
- 7:30 pm Intent to consider increasing FY07 General Fund tax rate above the Constant Yield Tax Rate (CYTR)
- 7:30 pm Resolution to amend fees for the administration and enforcement of Sign Permits and Licenses, and add fees for signs subject to MNCPPC site plans
- 7:30 pm Resolution to establish fees for Nonconforming Use Certification
- 7:30 pm **Expedited Bill 6-06**, Property Tax Credits - Revisions

May 2, 2006

- 1:30 pm ZTA 06-09, Corrective Map Amendment - Split-zoned property
- 1:30 pm ZTA 06-10, Subordinate Structure - Revisions
- 1:30 pm Supplemental appropriation to the County Government's FY06 Operating Budget, DHHS, Public Health Services - \$195,060 for the Housing Opportunities for Persons Living with Aids Program Grant
- 7:30 pm Options for Seven Locks Elementary School Replacement

May 9, 2006

- 1:30 pm Supplemental appropriations to the County Government's FY06 Capital Budget and amendment to the FY05-10 CIP, DHCA
 - \$199,000 for Fenton Street Village Pedestrian Linkages
 - \$199,000 for Long Branch Pedestrian Linkages
 - \$746,000 for South Silver Spring Pedestrian Linkages
- 1:30 pm Special appropriation to MCPS' FY06 Capital Budget and amendment to the FY05-10 CIP - \$2,100,000 for Replacement and Removal of Relocatable Classrooms

June 13, 2006

- 1:30 pm ZTA 06-11, Wheaton Overlay Zone - Revisions



If persons with disabilities need services or aides to participate in any Council activity, please call 240-777-7900 five days in advance. This agenda is available in an alternative format upon request.

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